

To: Lensink, Andy[Lensink.Andy@epa.gov]; Duffy, William[William.Duffy@dgslaw.com]; 'Kelley, Jill (Kelly Services)'[Jill.Kelley@bp.com]; John.Sither@usdoj.gov[John.Sither@usdoj.gov]
Cc: rcurley@curleylegal.com[rcurley@curleylegal.com]
From: John Davis
Sent: Thur 11/7/2013 7:45:52 PM
Subject: RE: Anaconda CD - November Meeting Slides

All, I had a chance to speak to Roy yesterday. There is a meeting now scheduled for next Tuesday at AR's office in Butte from 9:00 am to 2:00 pm. My understanding is that the purpose of the meeting is for the technical subgroups to prep for the meeting on November 21. Due to my role in leading the ICs subgroup, Roy has asked me to attend. My plan is to attend our call from 9:00 to 10:00 am and then join Roy's meeting. Please let me know if that presents any problems. The specific agenda that went out with the Roy's meeting invite is as follows:

- Compile feedback on the proposed agenda items for the November 21st Attorney meeting (attached below).
- Capture any outstanding issues that need to be addressed at the November 21st meeting
- DPS, ICMP/CPMP status
- Have each sub team lead provide a quick update on the status and progress of the teams deliverables
- Provide an overview of all of the sub teams schedules

JD

John P. Davis, Esq

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From: Lensink, Andy [<mailto:Lensink.Andy@epa.gov>]
Sent: Tuesday, November 05, 2013 4:02 PM
To: Duffy, William; 'Kelley, Jill (Kelly Services)'; John.Sither@usdoj.gov
Cc: rcurley@curleylegal.com; John Davis
Subject: RE: Anaconda CD - November Meeting Slides

Bill:

Very good.

Thank you,

Andy

From: Duffy, William [<mailto:William.Duffy@dgsllaw.com>]

Sent: Tuesday, November 05, 2013 3:58 PM
To: Lensink, Andy; 'Kelley, Jill (Kelly Services)'; John.Sither@usdoj.gov
Cc: rcurley@curleylegal.com; jpd@prrlaw.com
Subject: RE: Anaconda CD - November Meeting Slides

Andy – I set up the call for discussion among counsel only. Roy has not asked me to join the call, so I am not expecting him to participate.

Bill

Bill Duffy Partner

P: 303.892.7372 ▪ F: 303.893.1379 ▪ M: 720.234.5971 ▪ [vcard](#)

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1550 17th Street, Suite 500 ▪ Denver, CO 80202

From: Lensink, Andy [<mailto:Lensink.Andy@epa.gov>]
Sent: Tuesday, November 05, 2013 3:53 PM
To: Duffy, William; 'Kelley, Jill (Kelly Services)'; John.Sither@usdoj.gov
Cc: rcurley@curleylegal.com; jpd@prrlaw.com
Subject: RE: Anaconda CD - November Meeting Slides

Bill:

I hear through the grapevine that Roy Thun may be hoping (expecting?) to meet with attorneys on the phone Tuesday the 12th.

I'd prefer that it just be the attorneys.

Is that your understanding?

Andy

From: Duffy, William [<mailto:William.Duffy@dgslaw.com>]
Sent: Monday, November 04, 2013 5:13 PM
To: 'Kelley, Jill (Kelly Services)'; Lensink, Andy; John.Sither@usdoj.gov
Cc: rcurley@curleylegal.com; jpd@prrlaw.com
Subject: RE: Anaconda CD - November Meeting Slides

Thanks, I'll send out a calendar notice for the call on November 12th.

Bill Duffy Partner

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From: Kelley, Jill (Kelly Services) [<mailto:Jill.Kelley@bp.com>]
Sent: Monday, November 04, 2013 5:09 PM
To: Duffy, William; Lensink.Andy@epa.gov; John.Sither@usdoj.gov
Cc: rcurley@curleylegal.com; jpd@prrlaw.com
Subject: Re: Anaconda CD - November Meeting Slides

9:00 MST works for me.

Jill E. Kelley

Attorney

BP America

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From: Duffy, William [<mailto:William.Duffy@dgslaw.com>]
Sent: Monday, November 04, 2013 05:19 PM
To: 'Lensink, Andy' <Lensink.Andy@epa.gov>; 'Sither, John (ENRD)' <John.Sither@usdoj.gov>
Cc: Curley, Richard (Contractor); Kelley, Jill (Kelly Services); jpd@prrlaw.com <jpd@prrlaw.com>
Subject: RE: Anaconda CD - November Meeting Slides

Ok, let's look to Tuesday November 12th. My calendar is open, so I'll propose 9:00 MST / 11:00 am EST to start the bidding for the AR counsel participants. Jill/Rich / John -- please let me know if that time is convenient.

Bill

Bill Duffy Partner

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From: Lensink, Andy [<mailto:Lensink.Andy@epa.gov>]
Sent: Monday, November 04, 2013 12:23 PM
To: Duffy, William; 'Sither, John (ENRD)'
Cc: Curley, Richard (Contractor); Kelley, Jill (Kelly Services); jpd@prrlaw.com
Subject: RE: Anaconda CD - November Meeting Slides

I can't make the Friday meeting time. Any chance that a meeting the week of November 10th would work? John and I are both wide open November 12-15. We are also both open on

Tuesday, November 5, if you think the following week is too late to meet.

Andy

From: Duffy, William [<mailto:William.Duffy@dgslaw.com>]
Sent: Monday, November 04, 2013 11:09 AM
To: 'Sither, John (ENRD)'; Lensink, Andy
Cc: Curley, Richard (Contractor); Kelley, Jill (Kelly Services); jpd@prrlaw.com
Subject: RE: Anaconda CD - November Meeting Slides

John – I misspoke; Wednesday morning will not work for our group. On Friday, I am returning to Denver in the morning and arrive at DIA around 11 am. Would Noon MST / 2 pm EST work for a call? (or later understanding John is on the East coast)?

Bill

Bill Duffy Partner

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From: Sither, John (ENRD) [<mailto:John.Sither@usdoj.gov>]
Sent: Monday, November 04, 2013 9:22 AM
To: Duffy, William; Lensink, Andy
Cc: Curley, Richard (Contractor); Kelley, Jill (Kelly Services); jpd@prrlaw.com
Subject: RE: Anaconda CD - November Meeting Slides

Thanks, Bill.

I'm available 10-Noon Mountain Time Wednesday, and all morning Friday.

John

From: Duffy, William [<mailto:William.Duffy@dgslaw.com>]
Sent: Monday, November 04, 2013 10:53 AM
To: Sither, John (ENRD); Lensink, Andy
Cc: Curley, Richard (Contractor); Kelley, Jill (Kelly Services); jpd@prrlaw.com
Subject: Anaconda CD - November Meeting Slides

John and Andy -- the attached slides illustrate the concepts I discussed with John for ADLC participation in negotiations related to a final RD/RA CD for Anaconda. In the first slide, the 'black arrows' denote the flow path between the Negotiations and the three Agreements that follow. The 'blue arrows' are intended to show that the ICs deliverables from the negotiations are attachments to both the ICs Funding Agreement and the Amendment to the PPA.

Would the two of you be available for a call on Wednesday morning (11/6) or Friday (11/8) of this week to discuss? My plan is to share the slides and discuss with State counsel before the meeting if AR and the US are in general agreement.

Bill

Bill Duffy Partner

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